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APR 30 2009 JS

09-CV-00598-CMP

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY CLERK U.S. DISTRICT COURT DEPUTY
WESTERN DISTRICT OF WASHINGTON DEPUTY

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON**

Matthew Buhl, Keric McKenna, Justin Cowgill,
Jane Doe, and John Doe

Plaintiff(s)

vs.

Seattle Police Officers John Doe #1, John
Doe #2, John Doe #3, John Doe #4
and

The City of Seattle, WA

Defendant(s)

C09 0598 dcc

**CIVIL RIGHTS COMPLAINT UNDER
42 U.S.C. §1983**

(for use only by plaintiffs not in custody)

Parties to this Complaint:

Plaintiff's
Name,
Address and
Phone
Number

Matthew M. Buhl 5307 4th Ave So #223 Seattle 98104
(206) 240 4596

Keric McKenna: Unknown John Doe: Unknown
Justin Cowgill: Unknown Jane Doe: Unknown

Defendant's
Name,
Address and
Phone
Number

Unknown

Defendant's
Name,
Address and
Phone
Number

Unknown

No Iss / IFP App.

Defendant's
Name,
Address and
Phone
Number

City of Seattle
600 4th Avenue Seattle, WA

(If you have more defendants, list them using the same outline on another piece of paper. Attach additional sheets, if necessary)

Previous Lawsuits:

Have you brought any other lawsuits in any federal court in the United States:?

☒ No

☐ Yes

If Yes, how many?

Describe the lawsuit:

Parties to this previous lawsuit:

Plaintiff(s)

N/A

Defendant(s)

N/A

(If there is more than one previous lawsuit, describe the additional lawsuits on another piece of paper using the same outline. Attach additional sheets, if necessary)

Court and Name of District:

N/A

Docket Number:

N/A

Assigned Judge:

N/A

Disposition :

(For example, was the case dismissed as frivolous or for failure to state a claim? Was it appealed? Is it still pending?)

N/A

Approximate filing date of lawsuit:

N/A

Approximate date of disposition:

N/A

Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates, places, and other persons involved. **Do not give any legal arguments or cite any cases or statutes.** If you allege a number of related claims, number and set forth each claim in a separate paragraph. (Attach additional sheets if necessary.)

On the afternoon of May 1, 2006, the above-listed plaintiffs, including Matthew Bui, Kerri McKenna and Justin Cowgill, stood ~~at~~ on a public sidewalk at or near the corner of Madison Street and 4th Avenue. When they unpacked picket signs to protest a mass march that was to proceed past them, they were descended upon by a group of SPD officers including John Doe #1, #2, #3. These officers quickly and aggressively handcuffed, manhandled, shoved and struck the plaintiffs while expressing personal opposition to the message conveyed by the plaintiffs' signs (No vulgar or obscene imagery or language was on the signs). The plaintiffs were forced into a van and transported to a detention center where they sat handcuffed and locked in cells for hours, and were told they'd be released after the mass march. The officers admitted that no crimes had been committed by the plaintiffs hours before they were released. One of the officers later publicly stated on a call-in radio program that the plaintiffs were held because their signs were "contrary to the march."

~~These actions~~

Relief

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

- A. Enter a judgment in favor of plaintiffs and against Defendants;
- B. Enter an order declaring defendant's conduct unconstitutional;
- C. Award plaintiffs compensatory and punitive damages against defendants
- D. Award plaintiffs counsel, if any is ultimately retained, reasonable fees and costs pursuant to 42 U.S.C. § 1988 and any other applicable provisions of law
- E. ~~Enter~~ Grant to plaintiffs such other and further relief as may be just and proper under the circumstances, including but not limited to appropriate injunctive relief.

I declare under penalty of perjury that the foregoing is true and correct.

4/30/2009
Date


Signature of Plaintiff